

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

ORIGINAL
(Red)



SDMS DocID 2117572

SUBJECT: Roy L. Perry-Bey

FROM: Cecil Rodrigues *[Signature]*

TO: Libby Levy (3HS33)
Mike D'Andrea (3CG10)
Reggie Harris (3EC00)

FYI. Attached is a letter Senator Robb sent to DOJ re: a citizens request for a special prosecutor to look into corruption in Norfolk Va. I have attached our response to the original letter. DOJ is preparing a response.



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Mr. Roy L. Perry-Bey
Executive Director
Citizens of Hampton Roads
March Against Poverty Campaign, Inc.
7510 Granby St.
Ste. 207
Norfolk, Va. 23505

September 28, 1998

RE: City of Norfolk

Dear Mr. Perry-Bey:

The United States Environmental Protection Agency, Region III, ("EPA") has been forwarded a copy of your letter, dated August 4, 1998, to United States Attorney General Janet Reno. We understand that the United States Department of Justice will be responding to your request for the appointment of an Independent Counsel. EPA was forwarded a copy of your letter because it referenced a piece of property in Norfolk, Virginia, known to EPA as the Norfolk Town Gas Site ("Site"). EPA has had no involvement with the Site since 1983. EPA's Site Assessment Section had a Preliminary Assessment Report prepared and based on the information provided in the report and the conditions of the Site at that time, the Site was qualified as No Further Remedial Action Planned.

Based on a telephone conversation with a Virginia Department of Environmental Quality ("VA DEQ") Headquarters Project Manager, the facility conducted a removal action in the summer of 1994. The action was to remove coal tar on the property. During excavation, containers of methyl mercaptan were discovered. The facility contacted Norfolk, VA DEQ and Virginia Department of Emergency Services (DES). All agencies responded to the Site. The removal was then completed and the area was backfilled. Methyl mercaptan is the chemical used to give natural gas its distinctive odor. For more information you can contact the DEQ Regional Office's Pollution Response Section at (757) 518-2000. If you would like to review the information concerning this Site contained in our files, please contact Ms. Libby Levy at 215-814-3138. If you have any questions, please contact Cecil Rodrigues from my staff at 215-814-2683.

Sincerely,

A handwritten signature in black ink, appearing to read "W. C. Early", written over a horizontal line.

William C. Early
Acting Regional Counsel



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FROM: U.S. Department of Justice, Environment and Natural Resources Division
Policy, Legislation and Special Litigation (PLSL)
P.O. Box 4390, Washington, DC 20044-4390

Fax Nos. (202) 514-4231 & (202) 616-8543
Voice No. (202) 514-1442

DATE: 1/20/99

SENT BY: Mark Sabath **PHONE NO.** (202) 514-7980

TO: Cecil Rodriguez, EPA Region 3 **PHONE NO.** (215) 814-2683

TO: _____ **PHONE NO.** _____

TO: _____ **PHONE NO.** _____

FAX NO. (215) 814-2603

NUMBER OF PAGES SENT (INCLUDING COVER PAGE): 3

SPECIAL INSTRUCTIONS:

Thanks for sending me your response. Here are the letters from Sen. Warner and from Mr. Perry-Bey to the Senator. We are working on a response to ~~the~~ both of them - I'll fax you a copy when it is complete (which will be in the next few days). Thanks again for your help. -Mark

JOHN WARNER
VIRGINIA

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November 23, 1998

Mr. Andrew Foiss
Assistant Attorney General
Office of Legislative Affairs
Department of Justice
Tenth and Constitution Avenue, N.W.
Washington, D.C. 20530

Dear Mr. Foiss:

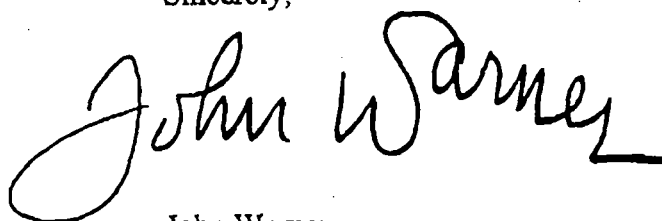
Enclosed is a letter from Mr. Roy L. Perry-Bey of Norfolk, Virginia. As detailed in his correspondence, Mr. Perry-Bey is seeking a response to previous letters he sent to the Department of Justice.

I will appreciate your review and consideration, consistent with the rules and regulations of the Agency, of the enclosed correspondence. I look forward to any action you may take which will enable me to respond to Mr. Perry-Bey's concerns. Please direct your reply to my Norfolk, Virginia Office.

As always, I am grateful for your assistance and cooperation.

With kind regards, I am

Sincerely,



John Warner

JW/scs

ORIGINAL
(Red)

**Citizens of Hampton Roads March against Poverty Campaign, Inc.,
7510 Granby Street Suite 207
Norfolk, VA 23505**

November 19, 1998

The Honorable John Warner
Virginia
225 Russell Senate Office Building
Washington, DC 20510-4601

Dear Senator Warner,

I am writing in regard to our petitions filed on July 17, 1998 and August 4, 1998, with the Justice Department, requesting a preliminary investigation and appointment of an independent counsel to investigate the pervasive pattern of criminal behavior by the City of Norfolk and Virginia Power officials for possible activity that borders on the criminal by knowingly submitting false and misleading, written submissions between the years 1991 through 1994 to EPA, DEQ and other federal, state and local agencies.

That migration of environmental contamination off site from the Old Norfolk manufactured Coal Gasification Plant, had not accrued those written submissions coupled with the fact the General public has been placed in harms way, and without notification could amount to denial of civil and human rights violations, perjury, suborning perjury, obstruction of justice, and other high crimes and misdemeanors punishable at the state and federal levels. The Justice Department has not responded to our petitions, therefore we are seeking the aid of your office, because of the urgency of the situation that is Public Safety.

We're asking you to contact the Department of Justice, and other officials, to include other responsible agencies on our behalf, and pressure them to act. A statement of support for both a preliminary investigation and independent counsel from you would be greatly appreciated.

Sincerely,



Roy L. Perry-Bey
Executive Director

Cc: File

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